

Paper No. 4

MAY 22 2002

**Technology Center 2100**

In re Application of: Roger Edwards  
Application No. 09/744,772  
Filed: January 25, 2001  
For: COPY PROTECTION OF DIGITAL  
AUDIO COMPACT DISCS

## DECISION ON PETITION FOR ACCELERATED EXAMINATION UNDER M.P.E.P. §708.02(II)

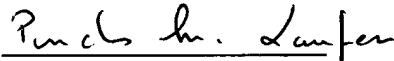
Models or specimens of the infringing product or that of the application should not be submitted unless requested.

Decision on Petition to Make Special

Applicant's submission is deficient in that it does not meet the criteria of section (B) above because it does not include a statement indicating that a **"rigid comparison of the alleged infringing device, product, or method with the claims of the application has been made"**, and that, in his or her opinion, **some of the claims are unquestionably infringed**". In addition, it is recommended that the petition include positive statements indicating that "there is an **infringing device or product actually on the market or method in use**" and that the attorney of record has "made or caused to be made a **careful and thorough search of the prior art** or has a good knowledge of the pertinent prior art". Furthermore, **Deposit Account 13-0762** will be charged the petition fee of \$130. Permission to charge the deposit account was given in the Petition.

Accordingly, the Petition is **DISMISSED**. The application file is being forwarded to Central Files to await examination in its proper turn based on its effective filing date.

Any request for reconsideration must be filed within two months of the mailing date of this decision.



Pinchus M. Laufer

Special Programs Examiner

Technology Center 2100

Computer Architecture, Software, and Electronic Commerce

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